

GOVERNMENT OF ANDHRA PRADESH  
A B S T R A C T

SUITS- Land Acquisition–Singoor Project – Medak District – Yeldurthy (Mandal) – Hakeempet (Village) – O.P.No.3/92 - Sanction of decretal charges of **Rs.76,306/-** - Orders – Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO. 591

DATE:07.08.2009

Read:

From the Secy to Spl.CS to Govt & CCLA, AP, Hyd.Lr. No.G3/1259/2008,  
Dt:23.06.09 along with the proposal of the District Collector, Medak.

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O R D E R:

The Special Chief Secretary to Government and Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad has informed that the District Collector, Medak District has submitted the proposals for sanction of final payment of decretal charges in respect of O.P.No.3/92 pertaining to Hakeempet (V) Yeldurthy (M) of Medak District. The then LAO had acquired the lands for an extent of Acs.3.14 ½ gts situated at Hakeempet (V) by fixing the market value @Rs.4,000/- per acre vide Award No.C/2233/89, dt:24.09.91. Aggrieved by the market value fixed by the LAO, the Awardees have filed petition u/s 18 (1) of L.A.Act with a request to refer the matter to the Civil Court for adjudication and on making reference U/s.18 of Lower Court. The Sr.Civil Court Judge, Medak has passed its judgment on 13.10.1998 in O.P.No.3/92 by enhancing the market value from Rs.4,000/- to Rs.15,000/- per acre. Aggrieved the order of the Lower Court, the LAO filed an appeal in the Hon'ble High Court of A.P, Hyd in A.S.No.2521/99. The Hon'ble High Court of A.P, Hyd in its order dt:14.02.2000 issued interim direction to deposit half of the decretal charges. Accordingly, Govt. vide G.O.Ms.No.146, dt:25.09.2000 have sanctioned an amount of Rs.58,764/- and the same was deposited in the concerned courts. Finally, the Hon'ble High Court of A.P, Hyd has disposed the appeal on 03.02.2006 by confirming the Lower Court orders.

2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.76,306/- (Rupees Seventy six thousand three hundred and six only)** in respect of O.P.No.3/92 pertaining to Hakeempet (V) Yeldurthy (M) of Medak District subject to verification whether the reference under section 18(1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by the Government/ Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Govt from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the District Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

3) The District Collector, Medak is directed to follow the directions issued by the Hon'ble High Court on 30.04.2007 in W.P.No.2181 of 2005 in disbursement of the above sanctioned decretal charges to the rightful claimants in respect of O.P.No.3/92 for avoiding intervention of the middleman.

4) The expenditure sanctioned in para (2) on prepage, shall be debitable to the following Head of Account under "4702 – Capital Outlay on Minor Irrigation – M.H.101 – Surface Water – SIP – S.H (04 ) – Construction and Restoration of Minor Irrigation Sources – 640 – lands (voted)". In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

5) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.19912/735/Exp.PW./09, dt:30.07.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS  
SECRETARY TO GOVERNMENT

To  
The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.  
The District Collector, Medak District.  
The Chief Engineer, Minor Irrigation, Hyderabad.  
The Revenue Divisional Officer, Medak at Sangareddy.  
The Director of Works Accounts, Hyderabad.  
Copy to: P.S. to Minister (M& MI).  
Finance (W&P) Department/File C.No.15963/LA.III(A2)/2009  
SF/SCs.

//FORWARDED::BY ORDER//

SECTION OFFICER